

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY THIRD DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 13220 of 2001

Between:

Smt. A. Surekha, W/o late A. Sathaiah, 33 years,

House hold, Kolguru village, Gajwel Mandal, Medak Dist.

..... PETITIONER

AND

1. A.P. State Road Transport Corporation, rep. By its Managing Director,
Musheerabad, Hyderabad, 20.
2. A.P. State Road Transport Corporation, rep. By its Regional manager,
Medak Region, Sangareddy, Medak District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an appropriate writ, order or direction, particularly one in the nature of writ of mandamus, declaring that the action of the respondent corporation in not regularizing the services of late husband of the petitioner with effect from his initial appointment, i.e. from 24.10.1997 or in the alternative from 24.10.1998 on completion of 240 days and entitled for all benefits and also not releasing the family pension as illegal, unjust, contrary to law, arbitrary, discriminatory and violative of Art. 14, 16 and 21 of the Constitution of India, and grant all consequential benefits; and pass such other order or orders as deemed fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.A.K.JAYAPRAKASH RAO

Counsel for the Respondents: Mr. VTM Prasad.

The Court made the following :

ORDER:

The grievance of the petitioner is that her husband was absorbed as cleaner under displaced persons quota in APSRTC with effect from 24.10.1997 and unfortunately he died on 5.11.2000. The employment offered to the husband of the petitioner was regular in nature and he was entitled to regularisation of his services immediately after completion of 240 days, but the respondents have not adopted such a course of action. But, due to the untimely death of the husband of the petitioner on 5.11.2000, the petitioner is not getting any benefits like family pension etc., Therefore, unless the respondents regularize the services of the husband of the petitioner immediately after 240 days of his service in the said post, she will not get all those benefits. Hence the writ petition.

In view of the above, without expressing any opinion on merits, this Court deem it appropriate to direct the petitioner to make a detailed representation before the respondents and on such representation being made, the respondents shall pass appropriate orders within two months thereof, as per law.

With the above direction, the writ petition is disposed of. No costs.

To

1. A.P. State Road Transport Corporation, rep. By its Managing Director,
Musheerabad, Hyderabad, 20.
2. A.P. State Road Transport Corporation, rep. By its Regional
Manager, Medak Region, Sangareddy, Medak District.
3. Two C D copies.